

REMARKS

In accordance with the above amendments, claims 43, 45 and 54 have been amended for clarification. Claims 46-51 and 55 stand withdrawn from consideration as being directed to non-elected species.

With respect to the rejection based on the judicially created doctrine of double patenting, the applicants are ready and willing to file a necessary Terminal Disclaimer upon indication of allowable subject matter and furthermore, will cancel conflicting claims from application No. 09/206,329 when acting on that application.

Claims 45 and 54 have been amended to overcome a rejection under 35 USC § 112 to clarify the referral to certain antecedents. It is believed this rejection has been overcome.

With respect to the cited references on the merits, it is believed that none of the references, taken either singularly or in combination, allow the flexibility of electrode choice demonstrated by the present invention and therefore depict only limited aspects of the arrangement. This added flexibility is believed to be both novel and unobvious.

In view of the above amendments, taken together with the remarks herein, applicants request reconsideration and allowance of the claims.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that the foregoing Amendment in response to the final Official Action of August 1, 2003, in application Serial No. 09/753,738 of inventors, Geng Zhang, et al., filed January 2, 2001, for "AUTOCAPTURE PACING/SENSING CONFIGURATION" and a Transmittal Letter are being sent by facsimile transmission to: Examiner Kennedy Schaetzle, Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 14, 2003, facsimile No. 703-308-0758.



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Date of Signature: October 14, 2003